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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Monogram Biosciences, Inc.

Application No./Patent No.: 10/765,773 / 7,537,938

Filed/Issue Date: 01/26/2004 / 05/26/2009

Titled: BIOMARKER DETECTION IN CIRCULATING CELLS

Monogram Biosciences, Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

the patent application/patent identified above, by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy therefore is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Inventors To: Aclara Biosciences Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 014939, Frame 0369, or for which a copy thereof is attached.

2. From: Aclara Biosciences Inc. To: Apollo Merger Subsidiary, LLC

The document was recorded in the United States Patent and Trademark Office at
Reel 016737, Frame 0265, or for which a copy thereof is attached.

3. From: Apollo Merger Subsidiary, LLC To: Virologic, Inc.

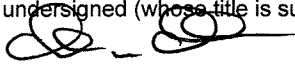
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☒ Additional documents in the chain of title are listed on a supplemental sheet(s).

☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.


Signature

5/6/10
Date

Charles W. Calkins (Reg. No. 31,814)

Attorney for Applicant

Printed or Typed Name

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Monogram Merger Sub, Inc. To: Virologic, Inc.

The document was recorded in the United States Patent and Trademark Office at
Reel 022824, Frame 0536, or for which a copy thereof is attached.

2. From: Monogram Biosciences, Inc. To: Merrill Lynch Capital

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Reel 018338, Frame 0818, or for which a copy thereof is attached.
GE Business Financial Services Inc.,

3. From: Formerly Merrill Lynch To: Monogram Biosciences, Inc.

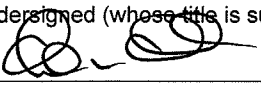
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